IN THE HIGH COURT OF JUDICATURE AT MADRAS

Dated : 21.09.2006

Coram:-

The Hon'ble Mr. Justice P.SATHASIVAM
and
The Hon'ble Mr. Justice S.TAMILVANAN

W.P. No.11153 of 2001

E.Nagaraju ... Petitioner

-vs-

1. The Commandant,
O/o the Commandant,
Central Industrial Security Force,
(Ministry of Home Affairs)
Neyveli Lignite Corporation,
Neyveli.

2. The Deputy Inspector of General/SZ
Central Industrial Security Force,
(Ministry of Home Affairs)
'D' Block, Rajaji Bhavan,
Besant Nagar, Chennai 90.

3. The Inspector of General/SWS,
Central Industrial Security Force,
(Ministry of Home Affairs)
R.C.F.L. Complex, Chamber,
Mumbai 400 074. ... Respondents

Writ Petition filed under Article 226 of the Constitution of India praying for a writ of certiorarified mandamus to call for the records relevant to orders in No.V.15014/CISF/NLC/DISC/Maj-20/EN/99-2000 dated 25.7.2000 passed by the first respondent confirmed in Appeal in No.V-11014/65/2K/L&R(SZ)/121 dated 3.1.2001 passed by the second respondent and in Revisional Order in NO.V.11014/07/SZ/LC/SWS/01/2192 dated 31.3.2000 and quash the same as illegal, improper, unreasonable, arbitrary against the Rule of law and natural justice and thereby direct the respondents to reinstate the petitioner as constable in the CISF Unit, Neyveli Lignite Corporation, Neyveli and pay back all the service benefits to the petitioner from 25.7.2000.

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For Petitioner : Mr.M.V.Muralidaran

For Respondents : Mr.K.Veeraraghavan, CGSC

O R D E R

(Order of the Court was made by P.SATHASIVAM, J.)

The petitioner E.Nagaraju, challenges the orders passed by the original and appellate authority imposing a penalty of compulsory retirement from service with immediate effect, in this writ petition.

2. Heard the learned counsel for the petitioner as well as the learned Central Government Standing Counsel for the respondents.

3. At the outset, it is brought to our notice that as on date, the writ petitioner is no more. It is also brought to our notice that even during the life time of the petitioner, he was getting pension and gratuity as admissible to him. It is also stated that after his death, his wife is getting Family Pension as per the Rules.

4. Mr.K.Veeraraghavan, learned Central Government Standing Counsel has produced a copy of the death certificate of the petitioner and brought to our notice the fact that his wife is getting Family Pension. In view of the same, considering the relief sought for and the fact that the petitioner is no more, we are of the view that no further adjudication is required in this petition. Accordingly, this petition is closed. No costs.

gms

Sd/
Asst.Registrar

/true copy/

Sub Asst.Registrar

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To

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O/o the Commandant,
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Mumbai 400 074.

+ 1 cc to Mr. M. V. Muralidaran, Advocate SR No. 44320

+ 1 cc to Mr. K. Veeraraghavan, SCCG Advocate SR No. 44825

PV(CO)
SR/4.10.2006

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